



6715/60188-Y

Response under 37
CFR 1.116
Group AU 3627
Expedited Procedure

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Fumitake Yodo
Serial No.: 08/923,618
Filed: August 7, 2001
For: TERMINAL DEVICE, ACCOUNTING SYSTEM AND DATA
PROCESSING METHOD
Group A.U.: 3627
Examiner: Andrew J. Fischer

I hereby certify that this paper is being
deposited this date with the U.S. Postal
Service in first class mail addressed to:
Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450

Jay H. Maioli
Jay H. Maioli Date
Reg. No. 27,213 August 12, 2004

August 12, 2004
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RESPONSE AFTER FINAL UNDER 37 CFR 1.116

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant responds to the Office Action of July 14, 2004 as
follows.

Claim 11 remains in the application.

Reconsideration is respectfully requested of the rejection

of claim 11 under 35 USC 102(e), as being anticipated by Peterson '020.

Features of the data processing method in an accounting system including an accounting center and a terminal device according to the present invention are a step of transmitting accounting points stored in a first memory of the terminal device to the accounting center, and a step of carrying an accounting processing in the accounting center based on the accounting points transmitted from the terminal device. See Fig. 9 and pages 39-40 of the present application, for example.

Claim 11 recites these features of the present invention.

It is respectfully submitted that Peterson '020 fails to show or suggest transmitting the accounting points from the terminal device to the accounting center and the accounting center carrying out an accounting process based on the accounting points transmitted from the terminal device. Peterson '020 is merely teaching the use of a general prepaid card (88 in Fig. 3) which requires the user to contact the accounting center to purchase the card or to adjust the amount of the prepaid funds (91 in Fig. 3). In the system taught by Peterson '020 there is no transmission of the accounting points from the terminal device to the accounting center.

Further, col. 2, lines 62-66 of Peterson '020 pointed to in the Office Action as teaching the transmission of the accounting points from the terminal device to the accounting center is merely teaching the use of an online authorization process,


wherein a consumer may purchase the right to view a movie for a certain fee. There is no transmission of the accounting points from the terminal device to the accounting center in such system.

Accordingly, at least because Peterson '020 fails to show or suggest transmitting the accounting points from the terminal device to the accounting center and the accounting center carrying out an accounting process based on the accounting points transmitted by the terminal device, it is respectfully submitted that claim 11 is patentably distinct over Peterson '020.

Favorable reconsideration is earnestly solicited.

Respectfully submitted,

COOPER & DUNHAM LLP


Jay H. Maioli
Reg. No. 27, 213

JHM/PCF:tb



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Fumitake Yodo
Serial No. : 09/923,618
Filed : August 7, 2001
For : TERMINAL DEVICE, ACCOUNTING SYSTEM AND DATA PROCESSING METHOD
Group No. : 3627
Date : August 12, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is Response After Final in the above-identified application.

- ☒ No fee is required.
- ☐ The fee has been calculated as shown below.
- ☐ Total claims in excess of ___ previously paid for, at \$18 (\$9)
- ☐ Independent claims in excess of ___ previously paid for, at \$80 (\$40)
- ☐ Additional Fee for this Amendment
- ☐ This Response is being filed within the ___ first month, ___ second month, ___ third month, ___ fourth month, ___ fifth month following the expiration of the term originally set therefor. Applicants Petition for an extension, and the fee of ___ \$110 (\$55), ___ \$410 (\$205), ___ \$930 (\$465), ___ \$1,450 (\$725), ___ \$1,970 (\$985) is due and paid herewith.
- ☐ The fee of \$___ set by 37 C.F.R. § 1.17(p) for the Information Disclosure Statement is due and paid herewith.
- ☒ Please charge any additional fees or credit any overpayment to Deposit Account No. 03-3125.

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